

Lauren Hausman

From: Hansen.Connor@dorsey.com
Sent: Tuesday, May 13, 2025 12:54 PM
To: Lauren Hausman; Jonathan Alejandrino
Cc: Tia Kelly; keyes.mike@dorsey.com; Harlow.Dylan@dorsey.com; duran.nancy@dorsey.com; Hansen.Connor@dorsey.com
Subject: RE: [REDACTED] Waterman v. Tiktok - [REDACTED] Discussion
Attachments: Objections to Notice of TTI 30(b)(6) Dep. Notice.pdf

External (hansen.connor@dorsey.com)

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Hi Lauren,

Attached are Defendants objections to the 30(b)(6) Notice of Deposition. Please let us know when you are available for a meet and confer today.

Thanks,
Connor

Connor J. Hansen

IP Litigation Associate

Pronouns: He/Him/His

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ELIZABETH WATERMAN,
Plaintiff,
v.
TIKTOK INC., INC.
Defendant.

Case No. 2:24-CV-04802-SRM-AJR
**DEFENDANT'S OBJECTIONS TO
NOTICE OF 30(B)(6) DEPOSITION
OF TIKTOK, INC. CORORATE
REPRESENTATIVE**

Hon. Serena R. Murillo

Defendant TikTok, Inc. ("TTI") objects to the Notice of 30(b)(6) Deposition of TikTok, Inc. ("Notice of Deposition") as follows:

Plaintiff served the Notice of Deposition on May 7, 2025. The May 7 Notice of Deposition did not include a date or time for the deposition. On May 12, 2025, Plaintiff served an amended Notice of Deposition, purporting to schedule the deposition for May 14, 2025. Included in the Notice of Deposition are twenty-nine broad Topics of Examination that were first provided to Defendant on May 7.

1 Plaintiff has failed to provide “reasonable notice” of the deposition as required
2 by Federal Rule of Civil Procedure 30(b)(1). *Holloway v. 3M Co.*, No. EDCV 19-
3 708-JAK (KKx), 2019 U.S. Dist. LEXIS 222001, at *74 (C.D. Cal. Oct. 31, 2019)
4 (“The Court finds nine days’ notice is not reasonable for a Rule 30(b)(6) deposition
5 seeking 33 matters for examination” and Defendant is not required to appear for the
6 deposition); *Young v. Client Servs.*, No. 5:20-cv-01741-GW (SPx), 2022 U.S. Dist.
7 LEXIS 92210, at *4 (C.D. Cal. Mar. 21, 2022) (“eight days’ notice for a deposition
8 at which the representative was expected to testify regarding 13 broad topics covering
9 seemingly every aspect of this case is presumptively unreasonable”).

10 Given the numerous Topics of Examination and the broad scope of the Topics,
11 Defendant is prejudiced by Plaintiff’s untimely Notice of Deposition and is unable to
12 adequately prepare one or more corporate representatives to testify to each of the
13 Topics. *Fleites v. Mindgeek S.A.R.L.*, No. 2:21-04920 CJC (ADSx), 2023 U.S. Dist.
14 LEXIS 152758, at *6 (C.D. Cal. June 1, 2023) (“Defendant would be prejudiced from
15 having too little time to prepare a deponent” for a 30(b)(6) deposition); *Kilby v. CVS*
16 *Pharmacy, Inc.*, No. 09cv2051-MMA(KSC), 2017 U.S. Dist. LEXIS 63502, at *3
17 (S.D. Cal. Apr. 26, 2017) (“it was unreasonable for plaintiff to expect defendant to
18 compile all of the necessary data, locate and prepare competent witnesses, and then
19 appear for depositions of the scope requested in just ten calendar days”).

20 Finally, Plaintiff has failed to leave adequate time for the Parties to meet and
21 confer on the scope of the Topics and to schedule the deposition on a mutually
22 agreeable date. *See* Civil Trial Order, Dkt. 48 at 2.

23 Several of the Topics of Examination are too broad, unduly burdensome, other
24 otherwise objectionable.

- 25 • Topic Nos. 4 and 11 seek testimony relating to information that Plaintiff
26 did not otherwise seek through written discovery and Defendant objects
27 to these Topics as unduly burdensome, over broad, and untimely to the
28

1 extent they would require Defendant to locate this information and
2 prepare a witness to testify to this information without sufficient notice.

- 3 • Topic Nos. 5 and 12 are over broad, unduly burdensome, and seek
4 information that is irrelevant to any claims or defenses in this action to
5 the extent they seek information relating to Defendant's business
6 generally and are not limited to the alleged infringement at issue in this
7 case.
- 8 • Topic Nos. 13-29 seek information relating to the bases for Defendant's
9 affirmative defenses and Defendant objects to each of these Topics to
10 the extent they seek information that is subject to the attorney-client
11 privilege, the work product doctrine, or any other privilege or immunity,
12 to the extent they call for the mental impressions of Defendant's
13 counsel, and to the extent they call for witnesses to provide legal
14 conclusions.

15 Subject to above objections, Defendant will not be prepared for a 30(b)(6)
16 deposition and Plaintiff's Notice of Deposition is untimely.

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1 Dated: May 13, 2025

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13 *Attorneys for Defendant TikTok, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on May 13, 2025, I caused a true and correct copy of the foregoing to be served by email on Plaintiff's counsel at the following addresses.

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/s/ J. Michael Keyes
J. Michael Keyes